

United States Department of Justice
Office of the United States Trustee
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Erin Marie Schmidt,
for the United States Trustee
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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

In re:	§	Case No. 24-90000-ELM
	§	
TOMMY'S FORT WORTH, LLC, <i>et al.</i>,	§	(Chapter 11)
	§	
Debtors.¹	§	(Jointly Administered)

**APPLICATION OF THE UNITED STATES TRUSTEE
TO APPROVE APPOINTMENT OF TRUSTEE**

NOW COMES the United States Trustee for Region 6 and files this Application to Approve the Appointment of a Trustee in the above-entitled cases. In support of this Application, the United States Trustee would show as follows:

¹ The Debtors in these Chapter 11 cases are as follows: Tommy's Lewisville, LLC 24-90001-ELM-11; High Country Watersports, LLC 24-90002-ELM-11; Tommy's Grand Rapids, LLC 24-90003-ELM-11; MKB Florida Holdings, LLC 24-90004-ELM-11; Tommy's California Fresno, LLC 24-90005-ELM-11; Tommy's Stockton, LLC 24-90006-ELM-11; Tommy's California Ventura, LLC 24-90007-ELM-11; Tommy's Castaic, LLC 24-90008-ELM-11; Tommy's Knoxville, LLC 24-90009-ELM-11; Tommy's Chattanooga, LLC 24-90010-ELM-11; Tommy's Rancho Cordova, LLC 24-90011-ELM-11; Tommy's Detroit, LLC 24-90012-ELM-11; Walloon Lake Village Marina, LLC 24-90013-ELM-11; Tommy's Las Vegas, LLC 24-90014-ELM-11; Tommy's Phoenix, LLC 24-90015-ELM-11; Tommy's Holding Company, LLC 24-41734-ELM-11.

1. The above styled and numbered cases were commenced by the filing of voluntary petitions under Chapter 11 of the Bankruptcy Code on May 20, 2024.

2. On June 14, 2024, the Court ordered the United States Trustee to appoint a Trustee for these cases. [docket no. 173].

3. After consulting with Liz Boydston, counsel for the Debtors, and Toby Gerber, counsel for M&T Bank, the United States Trustee has selected Mark Andrews to serve as Trustee.

4 Except as disclosed in the verified statement accompanying this application, Mark Andrews has no connection with the Debtors, creditors, parties in interest, their respective attorneys and accountants, the United States Trustee, or any person employed by the United States Trustee.

The United States Trustee respectfully requests entry of an order approving the appointment of Mark Andrews as Trustee of the above-referenced estates.

Dated: June 18, 2024

Respectfully Submitted,

KEVIN M. EPSTEIN,
UNITED STATES TRUSTEE
REGION 6

/s/ Erin Marie Schmidt

Erin Marie Schmidt
Trial Attorney
Texas State Bar No. 24033042
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Certificate of Service

I certify that on June 18, 2024, a copy of this pleading was served on those parties entitled to receive ECF notice in these cases.

/s/ Erin Marie Schmidt
Erin Marie Schmidt

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

In re:	§	
	§	Case No. 24-90000-ELM
Tommy's Fort Worth, LLC, et al.,	§	
	§	
	§	CHAPTER 11
	§	
Debtors.¹	§	(Jointly Administered)
	§	

VERIFIED STATEMENT OF MARK ANDREWS

BEFORE ME, the undersigned authority on this day personally appeared Mark Andrews, who being by me duly sworn upon this oath, deposes and says as follows:

“My office is located in Dallas, Texas.”²

“The U. S. Trustee has contacted me in an effort to appoint me as the Chapter 11 Trustee in the above-referenced cases. Said bankruptcies were filed as voluntary proceedings on May 20, 2024, and are jointly administered under lead Case No. 24-90000-ELM-11.

“To the best of my knowledge, after diligent investigation, I hereby state that I do not have any connection with the Debtors, their creditors, any parties in interest, their respective attorneys and accountants (except as set forth below), the U. S. Trustee or any person employed in the Office of the U. S. Trustee.”

“I practiced law for over 35 years. During that time, I worked with and against many of the attorneys and other professionals involved in these chapter 11 cases. In particular, I worked with Aaron Kaufman, proposed Trustee’s counsel, for over 10 years, from 2008-2020, at two prior law firms. I also worked with Monica Blacker, the Debtor’s proposed Chief Restructuring Officer, between 2000-2005 at a different law firm.”

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² Mr. Andrews is in the process of relocating and will provide an updated office address to the U.S. Trustee as soon as the new address is available.

Mark E. Andrews

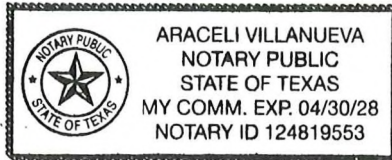
Mark E. Andrews

SUBSCRIBED AND SWORN to before me this 18 day of June, 2024.

Araceli Villanueva

Notary Public, State of Texas

My Commission Expires:



Araceli Villanueva

Notary's Name – Printed or Typed

**IN THE UNITED STATES BANKRUPTCY COURT
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In re:	§	
	§	Case No. 24-90000-ELM
Tommy's Fort Worth, LLC, <i>et al.</i>,	§	
	§	
	§	CHAPTER 11
	§	
Debtors.¹	§	(Jointly Administered)
	§	

ORDER APPROVING APPOINTMENT OF CHAPTER 11 TRUSTEE

Came on for consideration, the United States Trustee's Application to Approve Appointment of Chapter 11 Trustee filed in the above-entitled cases. It appearing Mark Andrews

¹ The Debtors in these Chapter 11 cases are as follows: Tommy's Lewisville, LLC 24-90001-ELM-11; High Country Watersports, LLC 24-90002-ELM-11; Tommy's Grand Rapids, LLC 24-90003-ELM-11; MKB Florida Holdings, LLC 24-90004-ELM-11; Tommy's California Fresno, LLC 24-90005-ELM-11; Tommy's Stockton, LLC 24-90006-ELM-11; Tommy's California Ventura, LLC 24-90007-ELM-11; Tommy's Castaic, LLC 24-90008-ELM-11; Tommy's Knoxville, LLC 24-90009-ELM-11; Tommy's Chattanooga, LLC 24-90010-ELM-11; Tommy's Rancho Cordova, LLC 24-90011-ELM-11; Tommy's Detroit, LLC 24-90012-ELM-11; Walloon Lake Village Marina, LLC 24-90013-ELM-11; Tommy's Las Vegas, LLC 24-90014-ELM-11; Tommy's Phoenix, LLC 24-90015-ELM-11; Tommy's Holding Company, LLC 24-41734-ELM-11.

was selected by the United States Trustee after consulting with the appropriate parties-in-interest, that Mr. Andrews appears to be qualified under 11 U.S.C. §321(a) to serve as Chapter 11 Trustee in this case, and that Mr. Andrews represents that he has no connection with the United States Trustee or any persons employed by the United States Trustee, it is therefore

ORDERED that the appointment of Mark Andrews as Chapter 11 Trustee in these cases is approved.

end of order

Proposed Form of Order Prepared By:

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